

	INDIANA DEPARTMENT OF CHILD SERVICES TITLE IV-D POLICY MANUAL	
	Chapter 14: Payment Processing	Effective Date: 6/19/19
	Section 5: Prohibition of Redirection of Support Payments to a Private Collection Agency	Version: 1.0 Revision Date: 6/19/19

BACKGROUND

On December 20, 2016, the Office of Child Support Enforcement (OCSE) issued the Flexibility, Efficiency, and Modernization in Child Support Enforcement Programs (FEM) final rule. One of the amendments to existing regulations was to ensure that child support payments are being disbursed to the family by making it clear on who can receive child support payments. This change prohibits Title IV-D Programs from redirecting and disbursing child support payments to a private collection agency when the custodial party has hired one to enforce and collect child support.

POLICY

Any payment of child support required to be made to a family is made to either:

1. The resident parent, legal guardian, or caretaker relative having custody of or responsibility for the child or children;
2. A conservator representing the custodial parent and the child directly with a legal and fiduciary duty; or
3. An alternate caretaker designated in a record by the custodial parent.¹

REFERENCES

- [45 C.F.R. § 302.38](#): Payments to the family

PROCEDURE

The Title IV-D Prosecutor or the Clerk of Courts shall not respond to requests by private collection agencies to redirect payments in a Title IV-D case.

A custodial party's retention of a private collection agency in a Title IV-D case does not change the requirement of the Title IV-D Prosecutor to continue to use all appropriate enforcement measures in the case.

FORMS AND TOOLS

N/A

¹ 45 C.F.R. § 302.38

FREQUENTLY ASKED QUESTIONS

N/A

RELATED INFORMATION

N/A